

ST. TAMMANY PARISH COUNCIL

ORDINANCE

ORDINANCE CALENDAR NO. 3791

ORDINANCE COUNCIL SERIES NO. 08-

COUNCIL SPONSOR BINDER/DAVIS

PROVIDED BY: PLANNING

INTRODUCED BY: MR. GOULD

SECONDED BY: MR. STEFANCIK

ON THE 3RD DAY OF APRIL, 2008

**ORDINANCE TO REVOKE A PORTION OF MARIGOLD DRIVE
RIGHT-OF-WAY, LOCATED IN FLOWER ESTATES
SUBDIVISION, WARD 1, DISTRICT 1**

WHEREAS, the petitioner, who owns property abutting the aforementioned Parish street right-of-way, has petitioned the St. Tammany Parish Council to revoke/alienate a portion of the dedication, specifically a portion of Marigold Drive, located in Flower Estates Subdivision; and

WHEREAS, the Departments of Public Works, Engineering, and Planning have reviewed and researched said request and have reported their findings to the St. Tammany Parish Planning Commission; and

WHEREAS, the St. Tammany Parish Planning Commission, upon review of said petition, and after having considered all of the facts relevant to this request, has concluded that said portion of said street right-of-way is no longer needed for public purposes as defined pursuant to statutory law, and therefore recommends to the Parish Council the adoption of the proposed revocation request.

THE PARISH OF ST. TAMMANY HEREBY ORDAINS, that it hereby concurs with the findings of the Planning Commission and therefore grants approval of the revocation/alienation request for the portion of the street right-of-way as referred to above, subject to the following:

SECTION I The petitioner, or any other adjacent property owner who wishes to participate, shall enter into a private cash sale with the Parish to conclude the revocation/alienation process as set forth in P.J. Ord. No. 93-1700, and in accordance with the provisions of L.R.S. 48:720 and 48:725.

SECTION II: All subsurface mineral rights therein shall be retained by St. Tammany Parish, unless otherwise stated within this ordinance; and the Parish shall reserve the right to retain any easements and/or servitudes existing at the time of revocation and/or may also require the establishment of same if the Parish deems it necessary.

REPEAL: All ordinances or parts of Ordinances in conflict herewith are hereby and henceforth repealed.

SEVERABILITY: If any provision of this Ordinance is held to be invalid, such invalidity shall not affect other provisions herein which can be given effect without the invalid provisions, and to this end the provisions of this Ordinance are hereby declared to be severable.

EFFECTIVE DATE: This Ordinance shall become effective fifteen (15) days after adoption.

MOVED FOR ADOPTION BY: _____, SECONDED BY: _____

WHEREUPON THIS ORDINANCE WAS SUBMITTED TO A VOTE AND RESULTED IN
THE FOLLOWING:

YEAS:

NAYS:

ABSTAIN:

ABSENT:

LOT AREA =
26,939 SQ. FT.

LEGEND

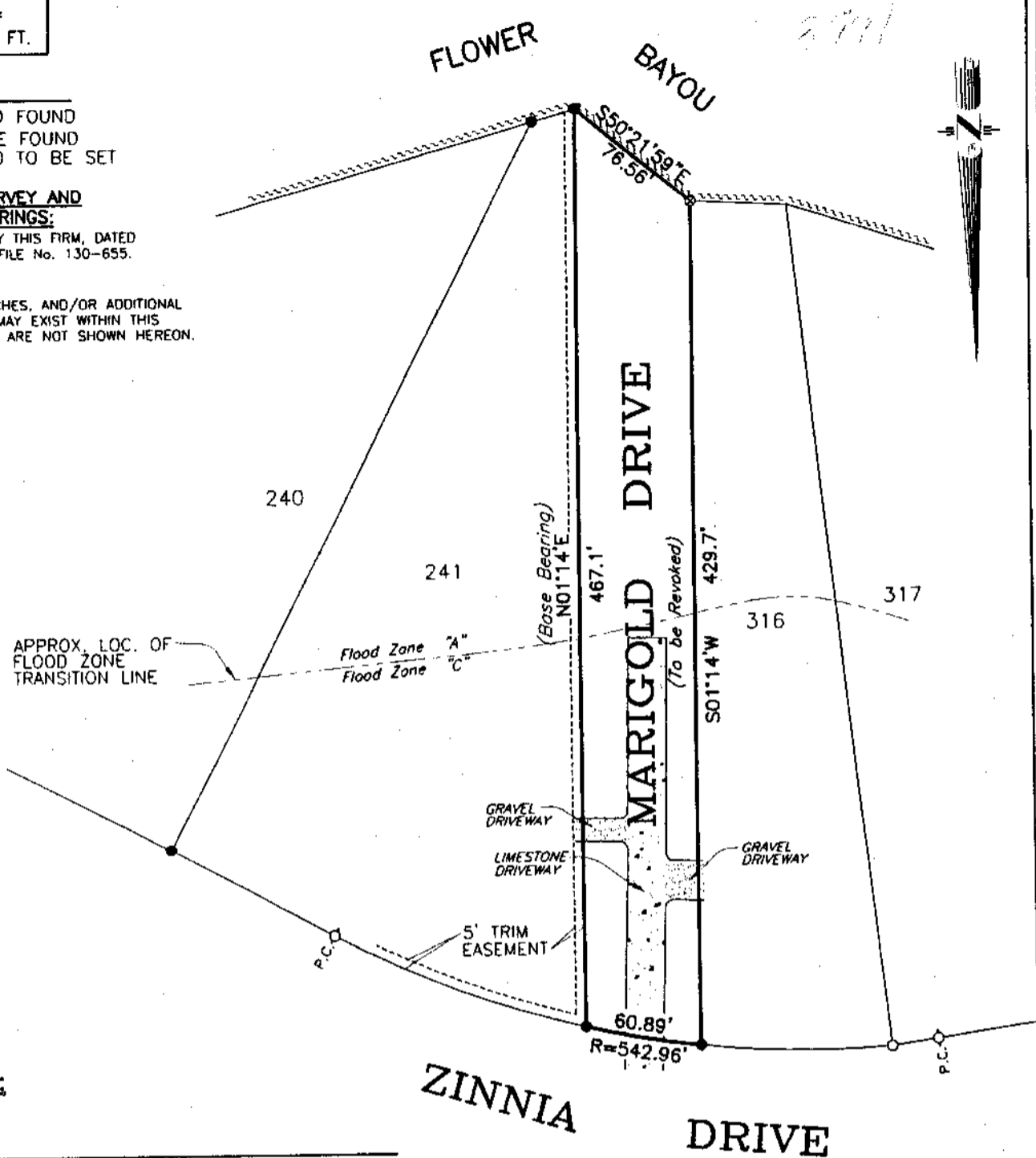
- = IRON ROD FOUND
- = IRON PIPE FOUND
- ⊙ = IRON ROD TO BE SET

REFERENCE SURVEY AND BASIS FOR BEARINGS:

PLAT OF SURVEY BY THIS FIRM, DATED 5-22-2007, PLAT FILE No. 130-655.

NOTE:

ANY UTILITIES, DITCHES, AND/OR ADDITIONAL SERVITUDES THAT MAY EXIST WITHIN THIS PROPERTY, IF ANY, ARE NOT SHOWN HEREON.



APPROVAL:

CHAIRMAN, PARISH PLANNING COMMISSION

SECRETARY, PARISH PLANNING COMMISSION

PARISH ENGINEER

DATE FILED

FILE NUMBER

DTY. CLERK OF COURT

I HAVE CONSULTED THE F.E.M.A. FLOOD INSURANCE RATE MAPS AND FIND THAT THE SUBJECT PROPERTY IS LOCATED IN FLOOD ZONES "A" & "C" PER PANEL NUMBER 225205 0210 C, DATED 10-17-89, AS SHOWN HEREON.

THIS PLAT REPRESENTS AN ACTUAL SURVEY MADE ON THE GROUND UNDER THE DIRECT SUPERVISION OF THE UNDERSIGNED AND IS IN ACCORDANCE WITH THE ADOPTED LOUISIANA MINIMUM STANDARDS OF PRACTICE FOR PROPERTY BOUNDARY SURVEYS FOR A CLASS "C" SURVEY.

REVOCATION OF A PORTION OF
MARIGOLD DRIVE
BETWEEN LOTS 241 AND 316
FLOWER ESTATES SUBDIVISION
SECTION "A"
SITUATED IN SECTION 47
TOWNSHIP 7 SOUTH
RANGE 11 EAST
ST. TAMMANY PARISH, LA

PREPARED FOR: DENNIS JAMES BURKE AND
RACHAEL GUIDRY FAIRBANK
WIFE OF/AND
JONATHAN KEITH FAIRBANK



FONTCUBERTA
Surveys
INCORPORATED

PROFESSIONAL
LAND SURVEYORS

Thomas J. Fontcuberta
SURVEYOR

DATE	SCALE	P.O. BOX 1792 COVINGTON, LA. 70434 PHONE: (985) 893-7461	DRAWN BY	CHECKED BY	JOB NO.	PLAT FILE NO.
11-26-2007	1" = 80'		DAT	TJF	475481	130-850